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7 ELIZABETH GRANADOS,
8 Plaintiff,
9 v.
10 WHARTON NOTE COMPANY,
11 Defendant.

Case No. 23-cv-02948-HSG
ORDER
Re: Dkt. Nos. 40, 41

12 The parties have submitted two stipulations. The first is a stipulation to continue the OSC
13 hearing and extend time to respond to the First Amended Complaint. Dkt. No. 40. The second is
14 a stipulation for Blake Law Firm to be relieved as counsel. Dkt. No. 41. The Court grants the
15 relief requested in the first stipulation, but not the second.

16 Accordingly, the Court **ORDERS** as follows:

- 17 1. Counsel for Defendant shall be permitted to appear telephonically on October 26, 2023
18 regarding the Motion to Withdraw.
- 19 2. An OSC hearing re: Defendant's Counsel is set for November 16, 2023 at 2:00 P.M. in
20 Courtroom 2, Oakland, CA. In the event that the substitution of attorney or appearance
21 by Defendant's new counsel is entered prior to this continued hearing date, the OSC
22 hearing will be removed from calendar.
- 23 3. The OSC and CMC along with deadlines related to CMC submissions, are continued
24 from October 26, 2023 to December 7, 2023 at 2:00 P.M.
- 25 4. The Temporary Restraining order is extended and will remain in effect until the OSC
26 re: Application has been heard and decided by the Court.
- 27 5. Defendant's deadline to file and serve a responsive pleading to First Amended
28 Complaint is extended from October 31, 2023 to December 10, 2023.

1 With respect to the second stipulation, Defendant and defense counsel should understand
2 that the Court is strongly disinclined to allow withdrawal unless and until new counsel substitutes
3 into the case, given that Defendant cannot proceed pro se because it is an entity rather than an
4 individual. *See N.D. Cal. L.R. 3-9(b)* (explaining that a corporation, unincorporated association,
5 or other such entity may not represent itself *pro se*); *see also U.S. v. High Country Broadcasting*
6 *Co., Inc.*, 3 F.3d 1244, 1245 (9th Cir. 1993) (“A corporation may appear in federal court only
7 through licensed counsel.”). The Court will discuss this concern with the parties at today’s
8 hearing.

9 This order terminates Dkt. Nos. 40 and 41.

10 **IT IS SO ORDERED.**

11 Dated: 10/26/2023

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13 HAYWOOD S. GILLIAM, JR.
14 United States District Judge